

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2023

H.B. 234
Feb 28, 2023
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH10088-ML-75A

Short Title: Conform Privilege Exemptions.

(Public)

Sponsors: Representative K. Baker.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT PSYCHIATRISTS AND LICENSED MARRIAGE AND
3 FAMILY THERAPISTS ARE EXEMPT IN THE SAME MANNER AS CURRENT
4 EXEMPTIONS FOR SOCIAL WORKERS, CLINICAL MENTAL HEALTH
5 COUNSELORS, AND PSYCHOLOGISTS.
6 The General Assembly of North Carolina enacts:
7 **SECTION 1.** G.S. 14-318.6(h) reads as rewritten:
8 "(h) Nothing in this section shall be construed as to require a person with (i) a privilege
9 under G.S. 8-53.3, 8-53.7, 8-53.8, or ~~8-53.12~~ or ~~with 8-53.12~~, (ii) attorney-client privilege
10 privilege, or (iii) psychiatrist-client or patient privilege to report pursuant to this section if that
11 privilege would prevent them from doing so. Nothing in this section shall be construed as
12 requiring a licensed marriage and family therapist with a privilege under G.S. 8-53.5 to report
13 pursuant to this section if that privilege would prevent that person from doing so, but the privilege
14 only applies to the primary client and not to any other family members. For purposes of this
15 subsection, the term "primary client" means a person who contracts with a licensed marriage and
16 family therapist for professional services for the purpose of diagnosis or treatment."
17 **SECTION 2.** This act is effective when it becomes law.



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